

Serial No.: 10/664,402

IN THE DRAWINGS

Submitted herewith is a replacement sheet for Fig. 28 in which the drawing is properly labeled "PRIOR ART" and bears the legend "REPLACEMENT SHEET." No new matter is added by the submission of this drawing.

REMARKS

Reconsideration of the claims of the instant application in view of the foregoing amendments and the following remarks is respectfully requested. Claims 1-4, 6-18, and 20-24 are currently pending in this application, with claims 1, 18 and 22-24 amended and claims 5 and 19 cancelled herein. No new matter is added by these amendments. The Examiner is thanked for indicating that claims 5-10, 13, 14, 16, 17, 19, and 20 contain allowable subject matter and would be allowed if rewritten in independent form.

Initially, the office action objects to Fig. 28 as requiring the label "PRIOR ART." Submitted herewith is a replacement sheet for Fig. 28 bearing the necessary amendments requested by the Examiner. Withdrawal of the objection is requested.

Claim 22 is rejected under 35 U.S.C. § 112, second paragraph as indefinite. The office action points out an instance of insufficient antecedent basis. Claim 22 is amended herein to address this rejection. Withdrawal is requested.

On the merits, claims 1, 4, 12, 18, and 21-24 are rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 6,195,705 to Leung. Claim 2 is rejected under 35 U.S.C. § 103(a) as unpatentable over Leung. Claims 3, 11 and 15 are rejected under 35 U.S.C. § 103 (a) as unpatentable over Leung in view of either U.S. Patent No. 7,080,151 to Borella or U.S. Patent No. 6,771,623 to Ton.

With respect to independent claims 1, and 22 these claims have been amended to substantially include the features of original claim 5 which was indicated to be allowable. Accordingly, as amended it is submitted that these claims are also allowable.

Independent claim 18 has been amended to include the subject matter of original claim 19, which was indicated to contain allowable subject matter. Accordingly, as amended it is

submitted that claim 18 is allowable.

Claim 12 is amended herein to recite “a transmission request unit sending a transmission request for transmitting the registration request to a second address.” In other words, the registration request is transmitted from a standby system to a mobile node.

Leung however does not disclose the transmission request unit as currently claimed. Rather Leung teaches that “when mobile node 6 engages with network segment 14, foreign agent 10 relays a registration request to home agent 8 (as indicated by the dotted line “registration”). Accordingly, it is believed that independent claim 12 patentably distinguishes over the relied upon portions of Leung and is allowable.

Claim 23 as amended recites “a transmission request unit sending a transmission request for transmitting the registration request to a second address stored on said storage unit when said switchover unit executes the switchover.” Thus for similar reasons as described above with respect to claim 12, claim 23 patentably distinguishes over Leung and is allowable.

Finally, with respect to claim 24, it is submitted that Leung does not teach “judging in accordance with a value of priority level corresponding to the location registration message whether the location registration message is forwarded to a standby system home agent (HA).” Accordingly, it is submitted that claim 24 patentably distinguishes over Leung and is allowable.

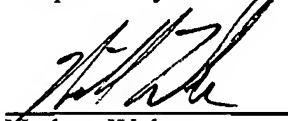
Claims 2, 3, 11, and 15 each depend from one of these allowable base claims and are allowable therewith as the relied upon portions of Borella and Ton fail to overcome the shortcomings of Leung. Accordingly, it is submitted that claims 1-4, 6-18, and 20-24 are allowable.

CONCLUSION

In view of the remarks set forth above, this application is believed to be in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,



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